

# ReedSmith

B/95  
IFW

Chris E. Aniedobe

Direct Phone: 703-641-4203

Email: [caniedobe@reedsmith.com](mailto:caniedobe@reedsmith.com)

Reed Smith LLP  
3110 Fairview Park Drive  
Suite 1400  
Falls Church, VA 22042-4503  
703.641.4200  
Fax 703.641.4340



June 4, 2007

United States Patent and Trademark Office  
Attn: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/026,911  
Filed: December 27, 2001  
For: *Allergy Vaccines and Their Preparation*  
Inventors: Focke, et al.  
Our Ref.: 966927.00005

Dear Sir/Madam:

We are enclosing the following papers for filing in the U.S. Patent and Trademark Office in connection with this application:

1. Response to Notice to File Corrected Application Papers;
2. Copy of Notice to File Corrected Application Papers;
3. Amended Figure 2; and
4. One (1) Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of this document and that it be returned to our courier.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris E. Aniedobe", written over a horizontal line.

Chris E. Aniedobe

CEA:rcc

Enclosures

NEW YORK ♦ LONDON ♦ LOS ANGELES ♦ PARIS ♦ SAN FRANCISCO ♦ WASHINGTON, D.C. ♦ PHILADELPHIA ♦ PITTSBURGH ♦ OAKLAND

MUNICH ♦ PRINCETON ♦ FALLS CHURCH ♦ WILMINGTON ♦ NEWARK ♦ MIDLANDS, U.K. ♦ CENTURY CITY ♦ RICHMOND ♦ LEESBURG

[reedsmith.com](http://reedsmith.com)

FRXLIB-479994.1-CEANIEDO 6/4/07 9:12 AM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of: Focke et al.

Appl. No: 10/026,911

Filed: December 27, 2001

Art Unit: 1644

Examiner: Szperka, Michael Edward

Atty. Docket: 966927.00005

(Old S & H No. 0273-0005)

For: *Allergy Vaccines and Their Preparation*

**RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS**

Honorable Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

Applicants file the following amendments and remarks in response to the Office Action mailed May 22, 2007, setting forth a two-month statutory period for response.

Response being due on or before July 22, 2007, it is believed that no extension of time for response is necessary. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore (including fees for net addition of claims are hereby authorized to be charged to our Deposit Account No. 50-0622.

Applicants respectfully request that the above-captioned application be amended as indicated below.

***In the Drawings:***


Please substitute the Figure 2 currently of record with Replacement Figure 2 attached herewith. The figure label has been moved to correct the deficiency mentioned in the Notice. Approval of the correction is respectfully requested.

**CONCLUSION**

Applicants respectfully ask that this Application be sent to issue.

Respectfully submitted,

REED SMITH LLP

By: 

Christopher E. Aniedobe  
Reg. No. 48,293

Date: 06/04/2007

3110 Fairview Park Drive  
Suite 1400  
Falls Church, VA, 22042



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/026,911	12/27/2001	Margarete Focke	0273-0005	6842

7590 05/22/2007  
Toni-Junell Herbert  
Reed Smith LLP  
3110 Fairview Park Drive  
Suite 1400  
Falls Church, VA 22042

EXAMINER

SZPERKA, MICHAEL EDWARD

ART UNIT	PAPER NUMBER
----------	--------------

1644

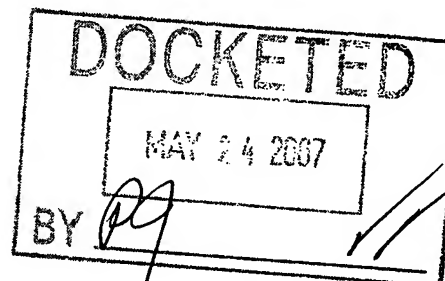
MAIL DATE	DELIVERY MODE
-----------	---------------

05/22/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.





UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

Serial No. : 10/026,911  
Applicant: Focke  
Filing Date : 12/27/01  
Date Mailed : 05/23/07

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

### *Notice of Allowance Mailed*

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 60 days from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136(a).

See attachment.

*A copy of this notice **MUST** be returned with the reply. Please address response to  
"Mail Stop Issue Fee, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450".*

**L. Fletcher** \_\_\_\_\_  
Your name  
Office of Patent Publication  
Phone: 703-308-9250, ext. 143



Application No. 10/026,911 \_\_\_\_\_ Drawings filed 07/24/02 \_\_\_\_\_

### IDENTIFICATION OF DRAWING DEFICIENCIES

- ☐ There is a hole or the image thereof within the illustration. FIG(s) \_\_\_\_\_
- ☐ The character of the lines, numbers and letters is poor. FIG(s) \_\_\_\_\_
- ☐ The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s) \_\_\_\_\_
- ☐ An ink stamp or an image obscures part of the illustration. FIG(s) \_\_\_\_\_
- ☐ The drawing is marred by black smudges, obliterations, or fax/copier marks. FIG(s) \_\_\_\_\_
- ☐ Figure numbers are duplicated or missing. FIG(s). \_\_\_\_\_
- ☐ Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s) \_\_\_\_\_
- ☐ The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s) \_\_\_\_\_
- ☐ The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s) \_\_\_\_\_
- ☐ Data, a reference number, or part of the drawing is truncated or missing. FIG(s) \_\_\_\_\_
- ☐ The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s) \_\_\_\_\_
- ☐ The drawing and/or the FIG. label contain(s) foreign language. FIG(s) \_\_\_\_\_
- ☐ Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met\*:
  - ☐ Petition filed
  - ☐ Petition fee
  - ☐ 3 sets of color drawings
  - ☐ Color drawing paragraph

\*If color drawings are not elected, then applicant **must respond** so stating. Also, references to color drawings in the specification, if any, must be amended.381.

COMMENTS: **Figs. 2 the figure label is placed in location that causes the drawings to be read upside down.**